

Application No.: 10/531,353
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REMARKS

Applicant Dr. Sheau-Hwa Ma, Patent Agent Dr. Gann Xu and attorney Deshmukh take this opportunity to sincerely thank Examiner Dr. Tsoy for permitting interview after the final Office Action by phone on October 10, 2007. All the outstanding rejections in the final Office Action mailed on July 5, 2007 were reviewed. All the claims (1-24) were finally rejected.

1. Agreement was reached that since claim 9 will be canceled, the objection to claims 9-11 would be withdrawn.

2. Agreement was reached that since claim 1 will be canceled and since all the dependent claims would depend from claim 22, the rejection of claims 1-24 under the first and second paragraphs would be withdrawn.

3. Applicants agreed to amend claim 22 to recite the acid monomers. As a result, agreement was reached that since claim 22, as amended, would not be obvious over Swarup, the rejection of claims 22-23 would be withdrawn. Swarup requires a polyester oligomer in its monomer mixture used to make the polymer of Swarup. No such oligomer is recited or could be used in the current invention. Support for amending claim 22 can be found on page 5, lines 1-5 if the specification.

4. Agreement was reached that since claim 22, as amended, would not be obvious over Swarup nor would it occur to one of ordinary skill in the art to combine Swarup with Nakate and even when combined the resulting polymer would have patentably distinct polymer structure (Swarup requires an oligomer monomer).

5. Agreement was reached that since claim 22, as amended, would not be obvious over Swarup in view of Barsotti since Barsotti's polymer even when combined with Swarup fails to teach the polymer of claim 22, as amended.

6. Examiner Tsoy stated that she reserves the right to conduct further prior art search and as a result no agreement that would place the application in a condition for allowance was reached. As a result, applicants agreed to file RCE to permit amendments to the pending claims.

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As per the request of Examiner Dr. Tsoy, the foregoing interview summary was emailed by attorney Deshmukh to Dr. Tsoy on October 10, 2007. Dr. Tsoy emailed back her response to attorney Deshmukh on the same day stating that she agreed with the foregoing interview summary.

Conclusion

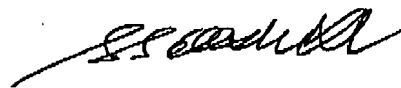
Applicants respectfully submit that the claim amendments and the distinguishing observations concerning the references overcome the rejections maintained in the final Office Action.

Applicants believe that the fee established in 37 C.F.R. §1.17(a)(1) for extending the time to reply to the Office Action as provided in 37 C.F.R. §1.136(a)(2), namely the fee to extend the time to file within the first month after the end of the shortened statutory period, is due with submission of this paper. Please charge said fee to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company). Should an additional fee, not accounted for herein, also be due, please charge such fee to the same Deposit Account.

Should the Examiner wish to discuss any issues involved in this application, the Examiner is respectfully invited to contact the undersigned at the telephone number listed below.

In view of the foregoing, allowance of the pending claims is respectfully requested.

Respectfully submitted,



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